

REMARKS

The Examiner rejected claims 45 and 46 on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 106, 113, 120, and 122 of U.S. 6,691,790.

The Examiner also rejected claims 47 and 48 on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 34 and 44 of U.S. 6,691,790.

We have attached herewith a terminal disclaimer under 37 C.F.R. 3.73(b) which we submit address the Examiner's rejections.

Please apply any other charges (not covered) or credits to deposit account 06-1050 (reference 10406-015003).

Respectfully submitted,

Date: January 4, 2007


Frank R. Occhiuti
Reg. No. 35,306

Fish & Richardson P.C.
225 Franklin Street
Boston, MA 02110
Telephone: (617) 542-5070
Facsimile: (617) 542-8906